

ASSEMBLY BILL

No. 1179

**Introduced by Assembly Member Parra
(Coauthor: Assembly Member Maze)**

February 21, 2003

An act to amend Section 6107 of the Government Code, relating to veterans.

LEGISLATIVE COUNSEL'S DIGEST

AB 1179, as introduced, Parra. Veterans: public records.

Existing law prohibits any public entity from charging any fee for recording, indexing, or issuing certified copies of specified documents related to service in the armed forces of the United States, including any public record required to apply for and receive benefits from the Veterans Administration or any other federal or state benefits. Existing law further requires that recording, indexing, or issuing certified copies of these documents be rendered on request of a United States official, a claimant or applicant, or the guardian, conservator, or attorney of the claimant or applicant, or any other person acting on behalf of the claimant or applicant.

This bill would make a technical, nonsubstantive change in these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6107 of the Government Code is
2 amended to read:

1 6107. (a) No public entity, including the state, a county, city,
2 or other political subdivision, nor any officer or employee thereof,
3 including notaries public, shall demand or receive any fee or
4 compensation for doing any of the following:

5 (1) Recording, indexing, or issuing certified copies of any
6 discharge, certificate of service, certificate of satisfactory service,
7 notice of separation, or report of separation of any member of the
8 armed forces of the United States.

9 (2) Furnishing a certified copy of, or searching for, any public
10 record ~~which~~ *that* is to be used in an application or claim for a
11 pension, allotment, allowance, compensation, insurance
12 (including automatic insurance), or any other benefits under any
13 act of Congress for service in the armed forces of the United States
14 or under any law of this state relating to veterans' benefits.

15 (3) Furnishing a certified copy of, or searching for, any public
16 record ~~which~~ *that* is required by the Veterans Administration to be
17 used in determining the eligibility of any person to participate in
18 benefits made available by the Veterans Administration.

19 (4) Rendering any other service in connection with an
20 application or claim referred to in paragraph (2) or (3).

21 (b) The services referred to in subdivision (a) shall be rendered
22 ~~on~~ *upon the* request of a United States official, the claimant or
23 applicant, or the guardian, conservator, or attorney of the claimant
24 or applicant, or any other person acting on behalf of the claimant
25 or applicant. A public officer or employee is liable on his or her
26 official bond for failure or refusal to render the services.

